T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			07-Nov-07	APPL. S. N:	10650597			
To Exam	iner:		ZZZZZ, ZZZZZ	Art Unit	2671			
From			Logan, Rugenia PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68			
SUBJEC	T: Decisio	on on Terminal	Disclaimer(T.D.) filed:					
form pai or have	ragraphs i any quest	dentified by the cions, please se	iis informal memo in your next se me or the Special Program E	esults as set forth below. If you a Office action to notify applicant of examiner. THIS IS AN INFORMAL, F RECORD IN THE APPLICATION F	f the T.D. If you disagree			
please ir	nitial, date	e and return th	is memo to me. THANK YOU.					
<u></u>	The T.D.	is PROPER an	d has been recorded (see 14.2	3).				
	The T.D.	is NOT PROPE	R and has not been accepted f	or the reason(s) checked below (s	see 14.24):			
		The TD fee of use of a depo	Pr	ted nor is there any authorization	in the application file for the			
		The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).						
	Γ		s the enforceable only during c ting rejection, Rule 321(b) (see	ommon ownership clause - neede 2 14.27.01).	ed to overcome a non-statutory			
		The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).						
			ho signed the T.D.:	, , , , , ,	,			
		is no	ot an attorney "of record" (see	14.29 and 14.29.01).				
		has	failed to state his/her capacity	to sign for the business entity (se	ee 14.28).			
		is no	ot recognized as an officer of th	ne assignee (see 14.29 & possible	14.29.02).			
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).						
		The T.D. is no	ot signed (see 14.26 & 14.26.0	3).				
		The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).						
	Γ.	The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).						
	<u> </u>	The period dis	sclaimed is incorrect or not spe	cified (see 14.26, 14.27.02 or 14.	.26.03).			
		Other:						
		Suggestion to and do not ch	o request refund (see 14.36). N neck this item.	IOTE: If already authorized, credit	refund to deposit account			
I have a	ppropriate	ely notified app	olicant(s) of the status of the Te	erminal Disclaimer filed in this cas	se.			
Ex.Initia	ls:	Date	e:		Log Date:			

Application Number	Application/Control No.		Applicant(s)/Patent under Reexamination ZETTWOCH, ROBERT NEAL						
Document Code - DISQ	Internal Doc		cument – DC	cument – DO NOT MAIL					
TERMINAL DISCLAIMER			☐ DISAPP	□ DISAPPROVED					
Date Filed : October 30, 2007									
Approved/Disapproved by:									
Henry D. Jefferson									

U.S. Patent and Trademark Office

PTO/SB/25 (07-06)
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ERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING | Docket Number (Optional)

REJECTION OVER A PENDING "REFERENCE" APPLICATION	BO1 - 0078US						
In re Application of: Robert Neal Zettwoch	,						
Application No.: 10/650,597							
Filed: 8/28/2003							
For: Fibre Channel Interface Unit							
The owner*, The Boeing Company , of 100 percent Interest In the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/930,973 , filed on 08/31/2004 , as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.							
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," In the event that: any such patent: granted on the pending reference application: expires for fallure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.							
Check either box 1 or 2 below, if appropriate.							
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.							
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
2. The undersigned is an attorney or agent of record. Reg. No. 40498							
Jule C. Fam Signature	Od. 30, 2007						
Dale C. Barr Typed or printed name							
· · · · · · · · · · · · · · · · · · ·	206-315-4001 Telephone Number						
Terminal disclaimer fee under 37 CFR 1.20(d) is included.							
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.							

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.